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Charles E. Van Horn
Finnegan, Henderson, Farabow, Garrett & Dunner, L.L.P.
1300 I Street, N.W.
Washington, D.C. 20005-3315

Re: Patent Term Extension
Application for
U.S. Patent No. 5,962,468

ACKNOWLEDGMENT OF WITHDRAWAL OF APPLICATION FOR
PATENT TERM EXTENSION

This is in response to the "Express Withdrawal of Application for Extension of Patent Term," filed August 24, 2005, of the application for patent term extension for U.S. Patent No. 5,962,468, (FACTIVE® (gemifloxacin mesylate)).

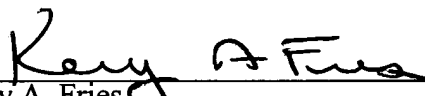
The withdrawal of the application is hereby acknowledged and the application is dismissed.

Any correspondence with respect to this matter should be addressed as follows:

By mail: Mail Stop Patent Term Extension
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

By FAX: (571) 273-0100

Telephone inquiries related to this determination should be directed to Mary C. Till at (571) 272-7755. E-mail inquiries should be directed to mary.till@uspto.gov.


Kery A. Fries
Senior Legal Advisor
Office of Patent Legal Administration
Office of the Deputy Commissioner
for Patent Examination Policy

cc: Office of Regulatory Policy
HFD - 7
5600 Fishers Lane (Rockwall II Rm. 1101)
Rockville, MD 20857

RE: FACTIVE® (gemifloxacin mesylate)
FDA Docket No.: 03E-0449

Attention: Beverly Friedman